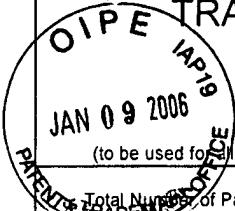


Under the PaDerwork Reduction Act of 1995, no Dersons are required to reSDond to a collection of information unless it diSDlaVS a valid OMB control number.

 <p>OPIE TRANSMITTAL FORM</p> <p>JAN 09 2006</p> <p>(to be used for all correspondence after initial filing)</p>		Application Number	10/634,624
		Filing Date	August 5, 2003
		First Named Inventor	Marshall S. Kriesel
		Art Unit	3767
		Examiner Name	Prasad, Sonal
		Total Number of Pages in This Submission	003-29

ENCLOSURES (Check all that apply)			
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts Under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition for Reconsideration <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD. Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board <input type="checkbox"/> (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Appeal Communication to TC <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify Stamped, self-addressed Return Receipt Postcard	
			<input type="checkbox"/> Petition for Reconsideration
			<input type="checkbox"/> Power of Attorney, Revocation
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			<input type="checkbox"/> Terminal Disclaimer
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			<input type="checkbox"/> CD. Number of CD(s) _____
			<input type="checkbox"/> Landscape Table on CD
			<input type="checkbox"/> Petition for Reconsideration
			<input type="checkbox"/> Power of Attorney, Revocation

Remarks The Commissioner hereby has authorization to charge any insufficient fees or credit any over-payments to the deposit account of Brunton & Jagger, No. 10-0231.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	James E. Brunton, Attorney at Law		
Signature			
Printed name	James E. Brunton, Esquire		
Date	Reg. No.	24,321	

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	James E. Brunton, Esquire	Date	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.4. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED -OIRMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Applicant : Marshall S. Kriesel Art Unit : 3767
Serial No. : 10/634,624 Examiner : Prasad, Sonal
File Date : August 5, 2003
Title : "Infusion Apparatus with Modulated Flow Control"



Glendale, California – January 5, 2005

Honorable Commissioner for Patents
Post Office Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

This is a response to the Patent and Trademark Official Action dated December 5, 2005; please amend the above-noted application as follows:

Amendments to the Drawings begin on page 2 of this paper.

Remarks begin on page 7 of this paper.